

GOVERNMENT OF TELANGANA  
ABSTRACT

Tribal Welfare Department – Telangana State – Erstwhile Warangal District – Issue of Local Scheduled Tribe Agency Area Certificates - Declared as not genuine by the Collector & District Magistrate, Warangal vide Proc.No.C5/3342/2010, dated 27.04.2011 – Revision Petition filed by Maloth Kishan, Boda Hachaiah, Banoth Sobhan Babu, Daravath Nehru, Banoth Devender, Banoth Phoolsingh and Banoth Roopsingh of Mahabubabad District - Allowed – Orders – Issued.

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TRIBAL WELFARE (LTR) DEPARTMENT

G.O.Ms.No.10

Dated:30.05.2023.  
Read the following:-

1. Proceedings No.C5/3342/2010, dated 27.04.2011 O/o. the Collector & District Magistrate, Warangal District.
2. GO Ms.No.13, Social Welfare (CV-2) Department, dated 24.04.2012.
3. GO.Ms.No.34, Social Welfare (CV2) Department, dated 21.02.2014
4. Revision petition filed by Maloth Kishan of Ootai, Kothaguda (M) and (6) others viz., Boda Hachaiah, Banoth Sobhan Babu, Daravath Nehru, Banoth Devender, Banoth Phoolsingh and Banoth Roopsingh of Mahabubabad District, dated 12.08.2022.
5. Govt. Memo.No.7271/TW.LTR/2011-5, dated 04.10.2022.
6. Notice Appeal No.7271/TW.LTR/2011-6, dated 04.10.2022.
7. Govt. Memo.No.7271/TW.LTR/2011-7&8 dated 05.11.2022 and 27.12.2022.
8. From the Project Officer, ITDA, Eturnagaram, letter Rc.No. T1/913/2022, dated 16.11.2022.
9. From the Deputy Director, Mahabubabad, letter Rc.No.T1/913/2022, dated 03.01.2023.

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ORDER:-

In the reference 1<sup>st</sup> read above, the Collector & District Magistrate, Warangal has cancelled the Local Scheduled Tribe Agency Area Certificates of Maloth Kishan, Boda Hachaiah, Banoth Sobhan Babu, Daravath Nehru, Banoth Devender, Banoth Phoolsingh and Banoth Roopsingh of Mahabubabad District issued by the Tahsildar, Kothaguda Mandal of erstwhile Warangal District.

2. In the reference 4th read above, the Revision Petitioners viz., Maloth Kishan, Boda Hachaiah, Banoth Sobhan Babu, Daravath Nehru, Banoth Devender, Banoth Phoolsingh and Banoth Roopsingh of Mahabubabad District (erstwhile Warangal District) now in Mahabubabad District have submitted the Revision Petition before the Government contending as follows:

- They have been provisionally selected to the post of Secondary Grade Teacher in 2008 DSC of erstwhile Warangal District under Agency Area Local Scheduled Tribe category.
- During verification of certificates, in spite of submitting all relevant documentary evidences, their Local ST certificates were declared as not genuine. Aggrieved by this, they filed Revision Petition before the Government on 26.5.2012 and the same has been admitted and pending since then.
- Government in Memo.No.7271/TW.LTR/2011, dated 25.4.2016 has directed the Collector of erstwhile Warangal District to dispose of their cases.
- Accordingly, the Project Officer, ITDA Eturnagaram had conducted re-enquiry on 23.7.2016, accepted (14) cases as genuine and rejected (11) cases.
- Consequent on formation of (4) new districts in the erstwhile Warangal District, the Project Officer, ITDA Eturnagaram had forwarded disposal

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of (26) cases to the concerned districts viz., Jayashankar Bhupalapally, Mahabubabad and Warangal (Rural) wherein (14) cases have been accepted as genuine and (11) have been rejected. All the (14) accepted cases were considered and provided appointments.

- In respect of (7) cases of the appellants herein, though the Project Officer, ITDA Eturunagaram has conducted the DLSC on 23.7.2016 and conveyed its findings to the District Collector, Mahabubabad through Lr.Rc.No.A1/DLSC/644/2016, dated 16.03.2017, no orders have been passed even after lapse of more than (5) years.
- Even after submitting all relevant documentary evidences in support of their claim that they belong to the Agency Area Local ST category as per the certificates issued by the Tahsildars and also as per subsequent reports submitted by the Tahsildars to the DLSC confirming genuineness of their certificates, their cases are pending unsettled/undisposed from 2011 i.e. more than 11 years though they have been qualified and provisionally selected to the post of Secondary Grade Teacher under Agency Area Local ST category – thus facing untold without any source of employment.
- Therefore, prayed the Government to consider allowing their Revision Petitions pending before the Government in C.No.7271/TW.LTR/2011 and pass orders at an early date.

3. Upon examination of the entire issue, Sri Guguloth Vijendar & 25 others, R/o Rajupeta village, Jangalapally Thanda, Narsampeta (M), Warangal District; 2) Kum.Ajmeera Rajendra D/o Ajmeera Malsurya R/o Bollepally (v), Gudur Mandal, Warangal District; and 3) Banoth Venkanna S/o Chandya R/o Bollepalli (v), Gudur (M), Warangal have filed Appeal Petitions before the Government against cancellation orders issued by the District Collector, Khammam in the following proceedings, wherein Sri Kalthi Venkanna and 25 others were impleaded against the Appellants.

- 1) C5/3342/2010, dated 27.04.2011.
- 2) C5/3342/2010, dated 24.05.2011.
- 3) C5/3342/2010, dated 24.05.2011.

4. All the above appeals were admitted, hearings conducted and orders issued in GO Ms.No.13, Social Welfare (CV-2) Department, dated 24.04.2012 rejecting them – operative part is as follows:

“Para 11. Further, it is observed that at the time of hearing also the appellants have furnished the same material to the Government which has been furnished to the District Collector, Warangal i.e. the Certificates for the years 1954-1956 onwards only as if they belong to 1950 as per the G.O.Ms.No.3, SW (TW Edn.II) Department, dated 10.01.2000 to consider them as their Agency Area Certificates. Therefore, Sri Guguloth Vijendar & 25 others, Kum.Ajmeera Rajendra D/o Ajmeera Malsurya and Sri Banothu Venkanna S/o Chandya appellants 28 and rest of the 72 others whose local Scheduled Tribe Candidates (Agency Area Certificates) were cancelled by the District Collector, Warangal, do not belong to local Scheduled Tribe Candidates (Agency Area candidates) and Collector Warangal’s Proceedings are in accordance with Rules applicable to the G.O.Ms.No.3, SW (TW Edn.II) Department, dated 10.01.2000.

Para 12. The Government, in exercise of the powers conferred U/s.7 of Act No.16 of 1993, decided that the appeal petitions filed by Sri Guguloth Vijendar & 25 others, Kum. Ajmeera Rajendra D/o Ajmeera Malsurya and Sri Banothu Venkanna S/o Chandya do not deserve any interference. Hence, Proceedings of the District Collector, Warangal in cancelling local ST

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Candidate Certificates issued by the concerned Tahsildars in respect of 100 candidates including the 28 present appellants are upheld and the appeal of Sri Guguloth Vijendar & 25 others, Kum. Ajmeera Rajendra D/o Ajmeera Malsurya and Sri Banothu Venkanna S/o Chandya are hereby rejected."

5. Aggrieved by the above orders, Sri Guguloth Vijendar & 25 others, R/o Rajupeta village, Jangalapally Thanda, Narsampeta (M) have filed Revision Petition before the Government on 26.05.2012.

6. Government after re-examining the matter, have issued orders in GO.Ms.No.34, Social Welfare (CV2) Department, dated 21.02.2014 partly allowing the Revision Petition in favour of the following (7) Petitioners. The operative part of the orders is as under:

"Para 6. Government have examined the records and proceedings of the District Collector, Warangal dated 27.04.2011, grounds and written arguments submitted by the Appellants and having considered the arguments of either side and documentary evidences and written arguments of the Counsel for the Appellants. On perusal of the record and other material papers made available, it is observed that out of (31) appellants, (07) candidates have furnished the relevant documents as required under G.O.Ms.No.3, SW (TW.Edn.II) Department., dt.10.01.2000 and hence based on the report of the Collector, Warangal, the appellate authority left that their claim as Local ST candidates' appears to be genuine. The following are the (07) candidates who have furnished copies of documents for the year 1352 Fasli i.e., 1948-49 etc. in support of their local ST status as per the G.O.Ms.No.3, SW (TW.Edn.II) Department, dated 10.01.2000.

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1. Guguloth Vijendar S/o Eerya – Documents submitted i.e. 1352 Fasli (for the years 1948 and 49).
2. Banoth Eerulal S/o Chandrudu – Documents submitted i.e. 1352 Fasli (for the years 1948 and 49).
3. Amgoth Suresh S/o Anda – Documents submitted i.e. 1352 Fasli (for the years 1948 and 49).
4. Ajmeera Ramudu S/o Laxma – Documents submitted i.e. 1352 fasli (for the year 1942) Xerox, land document for the years 1954-55 pertaining to his grandfather and 1954-55 years Kasrapani.
5. Kum.Jatoth Radha D/o Ramu – Documents submitted for the years 1948, 1961-62 and 1962-63 pertaining to their fore-fathers and grandfather's Kasrapani.
6. Kum.Jatoth Kalyani D/o Bhimla – Documents submitted for the years 1948,1961-62 and 1962-63 pertaining to their fore-fathers and grandfather's Kasrapani.
7. Ajmeera Lalu S/o Tejya – Documents submitted for the years 1942, 1948, 1949, 1954-55, 1958 and 1974 pertaining to his grandfather and 1954-55 year's Kasrapani.

Para 7. In regard to the other Appellants, the Government have felt that the Notification i.e. G.O.Ms.No.3, SW (TW Edn.II) Department, dated 10.01.2000 states that the Candidates, Parents should be continuous residents in the local area since 1950 to till date. Most of the poor ST candidates though they appear to be residing in that area, they could not establish the fact through documentary evidence because of the illiteracy and ignorance of their elders and most of them might not have own lands of cultivation and

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at that time there was no system of documentary evidence, perhaps, it may not be possible to get the records of more than sixty years ago, at this distance of time. This crucial aspect has not been considered by the District Authorities. Therefore, there is a need to examine the remaining cases legally.

Para 8. The Government in exercise of the powers conferred under section 8 (1) of the Andhra Pradesh (Scheduled Castes, Scheduled Tribes and Backward Classes) Regulation of Issue of Community Certificates Act, 1993 (Act No.16 of 1993) and as per G.O.Ms.No.3, SW (TW Edn.II) Department dated 10.01.2000, hereby allow the Revision Petition filed by Sri Guguloth Vijendar & (6) others as mentioned in Para 6 supra by upholding their Local ST Certificates. Hence, Proceedings of the District Collector, Warangal in cancelling their ST Candidate Certificates issued by the concerned Tahsildars in respect of said (07) candidates are hereby set aside.

Para 9. The District Collector, Warangal is requested to take further necessary action in the matter accordingly.

Para 10. The records relevant to the (03) individuals furnished by the District Collector, Warangal vide references 5<sup>th</sup> read above along with Khasrapahani and Xerox copies of the documents submitted by the 4 other appellants are herewith enclosed. The District Collector, Warangal is requested to acknowledge the receipt of the same."

7. Government vide Memo dated 25.02.2014 while informing the District Collector, Warangal that "the Legal Advisor among other things has opined that there is no bar for an ST person also to go anywhere in the country and reside there. Such a shifting of residence to any other place of his choice is a fundamental right guaranteed to him under Part 3 of Indian Constitution. And said shifting ipso facto does not absolve him from his constitutional right of / benefit of ST (Scheduled Tribe) endured to him by virtue of his birth to Scheduled Tribe parent. Therefore, the subsequent change of residence of an ST citizen is no disqualification or no ground to take away the benefit granted under the Constitution and he has suggested that the matter is remitted back to the District Collector, Warangal for enquiry afresh and dispose of according to law", requested to furnish his opinion on the said issue to enable the Government to take necessary further action on the remaining Appellants.

8. In compliance, the Collector & District Magistrate, Warangal submitted his reply vide Lr.Rc.No.ITDA/C/DLSC-A/409/2014, dated 07/08/2014 – gist of which is as under:

"The question in the matter of discussion is not about benefits endured to him as scheduled tribe, but in the light of guidelines laid down in GO Ms.No.3, SW (Edn), Department dated 10.01.2000 wherein it mandates for getting employment in Agency Area, a person and his/her forefather must be continuous residents in the local area since 1950 to till date which means a person should not have migrated into Scheduled Agency Area post 26<sup>th</sup> January, 1950 and also not to have migrated from Local Scheduled Agency Area for reaping the benefits as per the said GOs referred. The benefits as a Scheduled Tribe and as a Local Agency Area Scheduled Tribe are not the same and can't viewed in the same light.

The guidelines drawn in GO Ms.No.3 are for the protection of the interests and welfare of the Agency Area Tribal population in the same manner as those of Land Transfer Regulations enacted from time to time, in accordance with sub para (1) of paragraph (5) of the V Schedule to the Constitution of India.

9. Government vide Memo dated 25.04.2016 has remitted back the pending (26) cases along with Annexure showing each applicant's details to the District Collector, Warangal to conduct re-enquiry by constituting a team consisting of

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Revenue Divisional Officer, Tahsildar and two officials of TCR&TI and to dispose them within (6) weeks from the date of the Memo taking into account the report of the enquiry team and other documents giving the petitioners' reasonable opportunity to present their case and documents. The details shown in the Annexure pertaining to the (7) appellants herein, are as follows:

Sl. No.	Name of candidate	Documents submitted
1.	Maloth Kishan S/o Narsimha R/o Ootai village, Kothaguda (M)	1) Non-availability of revenue records in respect of candidate's forefathers since 1950-51 due to blast by extremists in October, 2001 (issued by Tahsildar, Kothaguda vide Rc.No.B/5032/2010, dated 30.10.2010).
		2) Gram Panchayat resolution, Ootai (v), Kothaguda (M) regarding their forefathers residence in Ootai village since 1950.
		3) Statement of Maloth Umla S/o Megya, village elder, regarding their residence in the village since 1940.
		4) Permanent Patta No.1724 dated 26.3.1959 belongs to Maloth Bicha S/o Megya
		5) Pahani 1954-55
		6) Family Tree of Maloth Butchya
		7) Letter of Shri Porika Balram Naik, former Central Minister recommending stay of their forefathers in the village since 1940.
2.	Boda Hachaiah S/o Deshya R/o Gunjed village, Kothaguda Mandal	1) Non-availability of revenue records in respect of candidate's forefathers since 1950-51 due to blast by extremists in October, 2001 (issued by Tahsildar, Kothaguda vide Rc.No.B/5032/2010, dated 30.10.2010).
		2) Gram Panchayat resolution regarding their forefathers residence since 1950.
		3) Village elder statement regarding their residence in the village since 1940.
		4) Family Tree of applicant
		5) Land Tax & records since 1963-91.
		6) Pahani 1954-55, 1963-64 in the name of Bode Many (grand father).
3.	Banoth Shobhan Babu S/o Sevy R/o Kothaguda village & Mandal	1) Non-availability of revenue records in respect of candidate's forefathers since 1950-51 due to blast by extremists in October, 2001 (issued by Tahsildar, Kothaguda vide Rc.No.B/5032/2010, dated 30.10.2010).
		2) Gram Panchayat resolution regarding their forefathers residence since 1950.
		3) Village elder statement regarding their residence in the village since 1940.
		4) Family Tree of applicant
		5) Land documents since 1950-51.
		6) Pahani 1969-70 and land record 1960.

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		7) Khasra Pahani of 1948-49 issued in the name of Banothu Thulisia, great grandfather.
		8) Migration certificate issued by Tahsildar, Narsampet dated 29.6.2014.
		9) House Tax in the name of Grandfather 1962, 1974 & 1995 and 2006 in the name of his father.
		10) Recommendation letter of Sri Porika Balram Naik, former Central Minister stating genuineness of his local ST and forefather residing in the village since 1940.
4.	Daravath Nehru S/o Goliya, R/o Calcut4ta thanda, Gudur village & Mandal.	1) Copy of order dated 19.7.1985 passed by Addl.Revenue Officer, ART case at Gudur against orders of RDO Narsampet dated 27.11.1970 file No.A/3462/1970 wherein at para No.8 it is clear that before 1952 subject lands were with physical possession of some Ryths and name of forefather is in the list.
		2) Gram Panchayat resolution regarding their forefathers residence since 1950.
		3) Village elder statement regarding their residence in the village since 1940.
		4) Family Tree of the applicant.
		5) House Tax receipt issued by Gram Panchayat dt:1987-88.
		6) Khasra Pahani 1967, 1988-89 & 1999-2000.
		7) Recommendation of Sri Porika Balram Naik, former Central Minister stating genuineness of his local ST and his forefathers residence in the village since 1940.
5.	Banoth Devendar S/o Lalu R/o Gudur village & Mandal, Warangal District	1) Copy of order dated 19.7.1985 passed by Addl.Revenue Officer, ART case at Gudur against orders of RDO Narsampet dated 27.11.1970 file No.A/3462/1970 wherein at para No.8 it is clear that before 1952 subject lands were with physical possession of some Ryths and name of forefather is in the list.
		2) Gram Panchayat resolution regarding their forefathers residence in the village since 1950.
		3) Family Tree of applicant.
		4) Village elder statement regarding their residence in the village since 1940.
		5) Land Tax 2009-10.
		6) Pahani 1955 to 1959, 1967-68 & 1984.
		7) Recommendation of Sri Porika Balram Naik, former Central Minister stating genuineness of his local ST and his forefathers residence in the village since 1940.

6.	Banoth Phoolsingh S/o Venkata Rao, R/o Ootai village, Kottaguda Mandal.	<p>1) Non-availability of revenue records in respect of candidate's forefathers since 1950-51 due to blast by extremists in October, 2001 (issued by Tahsildar, Kothaguda vide Rc.No.B/5032/2010, dated 30.10.2010).</p> <p>2) Gram Panchayat Resolution – Ootai (v), regarding their fore-fathers residence since 1950.</p> <p>3) Village elder statement regarding their residence in the village since 1940.</p> <p>4) Pahani 1954-55, 1959, 19671-62 in the name of his father Banoth Venkataram.</p> <p>5) Permanent Patta No.1724 date 25.3.1959.</p> <p>6) Family Tree of Banoth Chandru.</p> <p>7) Certificate issued by RDO Kothagudem, Khammam District in the year 2012.</p> <p>8) Appointment order copy of his cousin Sri Banothu Laxminarayana in the year 2013.</p> <p>9) Recommendation of Sri Porika Balram Naik, former Central Minister stating genuineness of his local ST and his fore-fathers residence in the village since 1940.</p>
7.	Banoth Roopsingh S/o Samya R/o Ootai village, Kothaguda Mandal.	<p>1) Non-availability of revenue records in respect of candidate's forefathers since 1950-51 due to blast by extremists in October, 2001 (issued by Tahsildar, Kothaguda vide Rc.No.B/5032/2010, dated 30.10.2010).</p> <p>2) Gram Panchayat, Ootai resolution regarding their fore-fathers residence since 1950.</p> <p>3) Village elder statement regarding their residence in the village since 1940.</p> <p>4) Family Tree of applicant.</p> <p>5) Land Tax Receipt 1966-67, 68 &amp; 1979-80.</p> <p>6) Permanent Patta Certificate since 1958. Pahani certificate.</p> <p>7) Pahani of 1959 in the name of his grandfather Banoth Devoji.</p> <p>8) Khasra Pahani of 1954-55 of Bayyaram of Khammam erstwhile Warangal in the name of his grandfather brother Banoth Lalya.</p> <p>9) Certificate issued by RDO Kothagudem, Khammam District in the year 2012.</p> <p>10) Appointment order copy of cousin Sri Banothu Laxminarayana in the year 2013.</p> <p>11) Bank Account Pass Book in the name of his father Banothu Samya in the year 1987.</p> <p>12) Recommendation of Sri Porika Balram Naik, former Central Minister stating genuineness of his local ST and his fore-fathers residence in the village since 1940.</p>

10. The original current files pertaining to all the (26) applicants including the (7) appellants herein were sent to ITDA Eturunagaram.

11. The Project Officer, ITDA Eturunagaram vide his letter Rc.No.A1/DLSC/C/644/2016, dated 31.01.2017 has submitted report to the Government that re-enquiry has been conducted into the (26) cases transmitted by the Government, of which (14) cases have been recommended/accepted and (11) were rejected while (1) was absent, and requested for issuing further instructions. The (7) appellants herein are among the (11) rejected cases.

12. Due to reorganization of erstwhile Warangal into new districts, Government vide Memo dated 04.03.2017 enclosing copy of Govt Memo dated 25.4.2016 and letter of PO ITDA Eturnagaram dated 31.01.2017 have requested the District Collectors concerned i.e. Jayashankar Bhupalapalli, Mahabubabad and Warangal (Rural) to take necessary action. Of the (26) enquired cases, (15) cases belong to Mahabubabad District in which (6) were accepted genuine and orders were issued by the Collector & District Magistrate, Mahabubabad in Procgs.No.C3/935/2017, dt.17.08.2017 and no orders have been passed in respect of (9) rejected cases including (7) appellants herein.

13. In the reference 5<sup>th</sup> read above, the Collector & District Magistrate, Mahabubabad District has been requested to submit connected records documents pertaining to the case along with para-wise remarks.

14. In the reference 6<sup>th</sup> read above, a Notice has been sent to the Appellants to attend for hearing on 22.10.2022 at 3.00 PM before the Government to prove their claim along with documentary evidences.

15. Accordingly, the Appellants have attended for hearing on 22.10.2022. The documentary evidences produced by each appellant are examined with reference to the previous disposals in GO.Ms.No.13, dated 24.4.2012 and GO Ms.No.36, dated 21.02.2014, details annexed to Govt. Memo. dated 25.4.2016, enquiry findings of Revenue Divisional Officer, Mulugu available on record and other material including file No.A1/DLSC/C/644/2016 received from Project Officer, ITDA Eturunagaram /Deputy Director (TW) Mahabubabad etc. The appellant-wise conclusion is drawn hereunder:

**1. Maloth Kishan S/o Narsimha R/o Ootai (Renyathanda), Kothaguda (M), Mahabubabad District:**

16. The Appellant Sri Maloth Kishan has produced the following documents during hearing on 22.10.2022:

1) Family Tree:

Maloth Megya is great grandfather. He has two sons viz., 1) Maloth Bheekya and 2) Maloth Bucha (grandfather of appellant).

Maloth Bucha has two sons namely Narsimha (father of appellant) and Baliya.

Maloth Narsimha has four children viz., 1) Rakli 2) Kishan (appellant) 3) Lalitha and 4) Hymavathi).

2) Community and Date of Birth Certificate bearing Serial No.28, Application No.CND021814226213, dated 21.08.2018 issued by the Tahsildar, Kothaguda wherein it was certified that Sri Malothu Kishan S/o Narsimha of Ootai village, Kothaguda Mandal, Mahabubabad District belongs to Lambadis-28 (ST) Community and his Date of Birth is 2.2.1982.

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- 3) Local Scheduled Tribe Candidate Certificate bearing Rc.No.C/190/2008, dated 29.2.2008 issued by the Tahsildar, Kothaguda Mandal, wherein it was certified that Sri Malothu Kishan S/o Narsimha belonging to Scheduled Tribe has been residing in Ootai village, Kothaguda Mandal in Warangal District which falls in Scheduled Area as per Scheduled Area (Part B) States Order, 1950.
- 4) Joint Report dated 23.6.2016 of Mandal Revenue Inspector, Kothaguda and Village Revenue Officer, Ootai – wherein they reported that Sri Maloth Kishan S/o Narsimha belongs to Lambada (ST) community and migrated to Ootathanda H/o Ootai village in Kothaguda Mandal and settled long-back, from Govindaraopeta Mandal, as per local enquiries and village elders statements.
- 5) Written statements by 1) Banoth Pantulu S/o Rupla, age: 75 years, ST Lambada, Agriculture, R/o Ootathanda, Kothaguda Mandal; 2) Bhukya Baliya S/o Bheemla, age: 77 years, ST Lambada, Agriculture, R/o Ootathanda, Kothaguda Mandal; and 3) Boda Nowsha S/o Narsing, age: 72 years, Lambada (ST), Agriculture, R/o Ootathanda, Kothaguda Mandal, recorded jointly by MRI, Kothaguda and VRO Ootai – 6 other village elders affixed signatures as witnesses – wherein they stated that on the request of MRI Kothaguda and VRO Ootai, they gathered and stated that about 60 years back forefathers of Maloth Kishan migrated from Chalvai, Govindaraopeta Mandal to Ootathanda and since then living in the same village doing Podu cultivation. As per family tree, Maloth Megya has two sons viz., Bheekya and Bucha. Maloth Bucha has two sons namely Maloth Narsimha and Maloth Balya. Maloth Narsimha has one son namely Maloth Kishan.
- 6) Notarized Affidavit dated 24.6.2016 filed by the Appellant Sri Maloth Kishan S/o Narsimha before the Tahsildar, Kothaguda Mandal wherein he deposed that their forefathers resided in Chalvai agency village of Govindaraopet Mandal of Warangal District and submitted Khasra Pahani for the year 1954-55 in the name of Maloth Bheekya S/o Megya (great grandfather) and in the year 1960 migrated to Ootai village of Kothaguda Mandal where they have been residing since then.
- 7) Migration Certificate bearing Rc.No.D/42/2015, dated 23.03.2015 issued by Tahsildar, Govindaraopet Mandal that the ancestors of Maloth Bheekya S/o Megya resided at Chalvai village of Govindaraopet Mandal before 1950-1960. His great grandfather migrated to Ootai village of Kothaguda Mandal, Warangal District in the year of 1960 to till now. Chalvai village of Govindaraopet Mandal which is Agency village and his fore father Sri Maloth Bheekya S/o Megya lived in the village before 1950 to 1960.
- 8) Pahani 1954-55 – Chalvai village – Govindaraopeta Mandal – name of Maloth Bheekya was recorded for an extent of acs.3.00.
- 9) Pahani 1961-62 – Ootai – Kothaguda Mandal – name of Maloth Bucha S/o Megya was recorded for an extent of acs.0.20 gts.
- 10) Pahani 1962-63 – Kundenapalli – Narsampeta – name of Maloth Bheekya was recorded.
- 11) Pahani 1964-65 – Kundanapally – name of Maloth Bheekya was recorded.
- 12) Pahani 1969-70 – Kundanapally – Narsampeta Taluq – name of Maloth Bheekya was recorded.
- 13) Pahani 1976-77 – Ootai – Narsampeta Taluq – name of Maloth Bucha S/o Megya was recorded.

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- 14) Lr.Rc.No.C/429/2016, dtated 24.06.2016 of Tahsildar, Kothaguda addressed to the Project Officer, ITDA Eturunagaram, Warangal District – wherein he reported that forefathers of Maloth Kishan were migrated from Chalvai agency village in Govindaraopeta Mandal of Warangal District to Kothaguda Mandal in the year 1961-62, submitted Khasera Pahani 1954-55 wherein name of his great grandfather Sri Maloth Bheekya S/o Megya was recorded in occupant column, submitted pahani of 1961-62 of Kundanapaly (v) of Kothaguda Mandal, 1971-72, since then his family residing in Ootai village. In view of the facts, the Local Agency Certificate Rc.No.C/190/2008, dt.29.02.2008 issued to Sri Maloth Kishan S/o Narsing from his office is found genuine.
- 15) Gram Panchayat, Renyathanda Resolution dated 17.10.2022 wherein it was resolved that in the year 1960 family of Maloth Bucha along with his son Maloth Narsing migrated from Chalvai village of Govindaraopeta Mandal to Ootai thanda (Renyathanda) for livelihood and residing since then.
- 16) Ootaitlanda, Renyathanda PESA Gram Sabha Resolution dt.17.10.2022 – wherein it was resolved that in the year 1960 family of Maloth Bucha along with his son Maloth Narsing migrated from Chalvai village of Govindaraopeta Mandal to Ootai thanda (Renyathanda) for livelihood and residing in Ootai since then.

**17. Upon perusal of the evidences available on record and the documents now produced by the Appellant before the Government, the Appellant Sri Maloth Kishan S/o Narsimha and his forefathers have been found continuously living in the agency villages i.e. Chalvai in Govindaraopeta Mandal before 1960 and from 1961 to till date in Ootaitlanda (Renyathanda) of Kothaguda Mandal in the present Mahabubabad District (erstwhile Warangal District). Therefore, the Agency Area Local ST certificate No.C/190/2008, dated 29.2.2008 issued by the Tahsildar, Kothaguda Mandal to the Appellant Sri Maloth Kishan S/o Narsimha is genuine and valid.**

**2. Boda Hachaiah S/o Deshya R/o Gunjedu, Kothaguda (M), Mahabubabad District:**

18. The Appellant Sri Boda Hachaiah has submitted the following documents during hearing on 22.10.2022:

1. Family Tree

Sri Boda Bheema S/o Bheekya is great grandfather. He has two sons viz., Vasram and Lakshma (grandfather).

Sri Boda Lakshma (grandfather) has four sons namely 1) Bheema 2) Raju 3) Deshya (father of appellant) and 4) Vumla.

Sri Boda Deshya (father of appellant) has two sons namely 1) Hachaiah (appellant) and 2) Vagya.

2. Community and Date of Birth Certificate Serial No.28, Application No.CND021709897158, dated 6.9.2017 issued by Tahsildar, Kothaguda, wherein it was certified that Sri Boda Hachaiah S/o Deshya of Gunjedu village in Kothaguda Mandal of Mahabubabad District belongs to Lambadis-28 (ST) community and his Date of Birth is 10.2.1981.

3. Residence Certificate dated 6.9.2017 issued by Tahsildar, Kothaguda wherein it was certified that Sri Boda Hachaiah S/o Deshya is the resident of Gunjedu village in Kothaguda Mandal of Mahabubabad District.

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4. Community, Nativity and Date of Birth Certificate bearing No.R.Dis.No.C/000389/98, dated 23.6.98 issued by Mandal Revenue Officer, Kothaguda wherein it was certified that Boda Hachaiah S/o Deshya R/o Gunjedu village, Kothaguda Mandal belongs to ST Lambada community and his Date of Birth is 10.02.1981.
5. Local Scheduled Tribe Certificate No.C/54/2002, dated 23.5.2002 issued by Mandal Revenue Officer, Kothaguda – wherein it was certified that Boda Hachaiah S/o Deshya belongs to Lambada ST community and his parents have been residing in Gunjed village of Kothaguda Mandal in Warangal District which is an agency village.
6. Migration Certificate bearing Rc.No.B/3282/2013, dated 17.06.2013 issued by Tahsildar, Gudur Mandal, Warangal District – wherein it was certified that as per the evidence 1954-55 Khasra pahani Sy.No.18/11 and affidavit submitted by applicant, the ancestors of Boda Bheema S/o Bheekya resided at Seethanagaram H/o Adivarampet village of Gudur Mandal before 1950-1960. His great grandfather migrated to Gunjedu village of Kothaguda Mandal, Warangal District in the year 1960 and that Seethanagaram H/o Adivarampet village is an agency village.
7. Notarized Affidavit submitted before the Tahsildar, Kothaguda Mandal wherein Sri Boda Hachaiah deposed that as per Khasra Pahani 1954-55 his forefather Sri Boda Bheema S/o Bheekya was recorded in the occupant column and their family migrated to Gunjedu village of Kothaguda Mandal in the year 1962 and residing since then.
8. Lr.Rc.No.C/429/2016, dated 24.06.2016 of Tahsildar, Kothaguda Mandal addressed to the Project Officer, ITDA Eturunagaram, Warangal District, wherein Khasra Pahani 1954-55 of Adivarampeta village of Gudur Mandal, 1963-64, 66-67, 68-69, 69-70, 70-71, 75-76, 77-78 and 92-93 of Gunjed village of Kothaguda Mandal were sent when called for vide PO ITDA Eturunagarm letter dated 23.7.2016.
9. Joint report of Mandal Revenue Inspector, Kothaguda and Village Revenue Officer, Gunjedu village – wherein it was reported that on enquiry with village elders (statements recorded in the presence of two Government employees) and documentary evidences i.e. Khasra Pahani 1954-55 of Adivarampeta and Pahani 1963-64 of Gunjedu village, the family of Sri Boda Hachaiah S/o Deshya, ST Lambada R/o Gunjedu village migrated from Adivarampeta village of Gudur Mandal to Gunjedu village in Kothaguda Mandal and living in Gunjedu village.
10. Declaration by village elders viz., 1) Sri Bhukya Ramulu S/o Bheekya, age: 66 years, ST Lambada, Agriculture, R/o Gunjedu, Kothaguda Mandal; 2) Sri Bhukya Somla S/o Sankar, age: 62 years, Agriculture R/o Gunjedu, Kothaguda Mandal and 3) Sri Tejavath Ramulu S/o Sakru, age: 61 years, Agriculture, R/o Gunjedu, Kothaguda Mandal (witnesses 1) Danasri Ramnarsaiah 2) Bijja Pottaiah 3) Bakka Lakshmaiah 4) Ajmeera Rajanna 5) Jatoth Manjya) - wherein they stated that forefathers of Boda Hachaiah have been living in the agency area i.e. Adivarampeta village (Gudur Mandal) and migrated to Gunjedu village in Kothaguda Mandal about 55 to 60 years back and doing agriculture. As per family tree, Boda Lakshma is son of Boda Bheema, Deshya is son of Lakshma and Hachaiah is son of Deshya. Grandfather of appellant Sri Boda Lakshma is known to me since 60 years.

11. Statements of 1) Bothaka Veeraswamy S/o Guravaiah, age: 70 years, Agriculture R/o Gunjed village, Kothaguda Mandal. 2) Tolem Laxminarsu S/o Sammaiah, age: 70 years, Agriculture R/o Gunjedu village, Kothaguda Mandal, 3) Danasari Ramanarsaiah S/o Narsasiah, age: 75 years, Agriculture R/o Gunjed village, Kothaguda Mandal, 4) Bothaka Veeraswamy S/o Guravaiah, age: 70 years, Agriculture, R/o Gunjed village, Kothaguda Mandal, 5) B.Tarachand S/o Raju, age: 41 years (recorded by Village Revenue Officer, Gunjedu, Kothaguda Mandal) – they stated that know the family members of Boda Hachaiah S/o Deshya since 65 years and that the village Gunjedu was formed about 90 years ago.
12. Statements of 1) B.Tarachand, SGT and 2) Guguloth Rajendar, both SGTs working in Government TWAHS Seethanagar of Gudur Mandal recorded by Mandal Revenue Inspector, Kothaguda Mandal – wherein they stated that they know the family of Boda Hachaiah since 30 and 35 years. They migrated to Gunjedu village about 50 years back from Adivarampeta of Gudur Mandal.
13. Lr.Rc.No.C/429/2016, dated 24.06.2016 of Tahsildar, Kothaguda Mandal addressed to the Project Officer, ITDA Eturunagaram, Warangal District – wherein he reported that forefathers of Sri Boda Hachaiah S/o Deshya R/o Gunjed village were migrated from Seethanagaram H/o Adivarampeta (v) of Gudur Mandal to Gunjedu of Kothaguda Mandal in 1963-1964. Name of Sri Boda Bheema S/o Bheekya (great grandfather) was recorded in occupant column in the Khasra Pahani 1954-1955. He also submitted pahanies of 1963-1964, 1966-67 Water receipt wherein his grandfather Boda Laxma S/o Bhema was recorded and since then his family is residing in Gunjed village of Kothaguda Mandal. The Local Agency Certificate Rc.No.C/54/2002, dated 23.05.2002 issued from their office is found genuine.
14. Khasra Pahani 1954-55 – Adivarampeta, Narsampeta Taluq – shows name of Boda Bheema (great grandfather).
15. Pahani 1963-64 – Gunjed village, Narsampeta Taluq – shows name of Boda Bheema recorded for an extent of acs. 9.18 gts.
16. Pahani 1966-67 – Gunjed village, Narsampeta Taluq – shows name of Boda Bheema for an extent of acs.9.00.
17. Pahani 1968-69 – Gunjed village, Narsampeta Taluq – shows name of Boda Bheema.
18. Pahani 1970-71 – Gunjed village, Narsampeta Taluq – shows name of Boda Bheemla.
19. Pahani 1975-76 – Gunjed village, Narsampeta Taluq – name of Boda Bheema was recorded for an extent of acs.4.00.
20. Pahani 1977-78 – Gunjed village, Narsampeta Taluq – Boda Bheema was recorded for an extent of acs.4.00.
21. Pahani 1992-93 – Gunjed village – Boda Vasram S/o Bheema was recorded for an extent of 0.17 gts (elder brother of grandfather Lakshma).
22. Gram Panchayat, Gunjedu Resolution dated 18.10.2022 – wherein it was resolved that Boda Bheema, his son Lakshma migrated in 1960-61 to Gunjed village from Adivarampeta and settled in Gunjed village.
23. Gunjed PESA Gram Sabha Resolution dated 18.10.2022 – wherein it was resolved that Boda Bheema S/o Bheekya and his son Lakshma migrated to Gunjed village in 1960-61 from Advirampeta (Seetanagaram) village of Gudur Mandal.

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19. **Upon perusal of the evidences available on record and the documents now produced by the Appellant before the Government, the Appellant Sri Boda Hachaiah S/o Deshya and his forefathers have been found continuously living in the agency villages i.e. Adivarampeta (Seetanagaram) of Gudur Mandal before 1960 and from 1961 to till date in Gunjed village of Kothaguda Mandal in the present Mahabubabad District (erstwhile Warangal District). Therefore, the Agency Area Local ST Certificate No.C/54/2002, dated 23.5.2002 issued by the Mandal Revenue Officer, Kothaguda Mandal to the Appellant Sri Boda Hachaiah is genuine and valid.**

**3. Banoth Shobhan Babu S/o Sevy R/o Kothaguda (v), Kothaguda (M), Mahabubabad District:**

20. The Appellant Sri Banoth Shobhan Babu has produced the following documents during hearing on 22.10.2022:

- i) Date of Birth Certificate issued by Gazetted Headmaster, Govt.TW Ashram High School, Kothaguda, District Warangal which was that the appellant Shobhan Babu was a student of the said institution during the year 1994 to 1999 and his Date of Birth as per school record is 16.06.1982.
- ii) Study Certificate issued by the above School which shows that he was a student of the institution from 1994 to 1999 and studied class 6<sup>th</sup> to 10<sup>th</sup> as per Admission No.2017 dated 25.6.1994, TC No.156157, dated 21.6.1999.
- iii) GP Veluballi, Narsampeta Tq Receipt No.17, dated 23.12.1974 issued to Sri Banoth Pantulu (grandfather of appellant).
- iv) GP Kothaguda Receipt No.1569, dated 8.12.2006 issued to Sri Banoth Sevy (father of appellant) for Rs.116/- towards House Tax.
- v) Community and Date of Birth Certificate dated 02.03.2017 and Application No.CND021707353151 issued by Tahsildar, Kothaguda certifying that Sri Banoth Shobhan Babu S/o Sevy of Kothaguda village and Mandal of Mahabubabad District belongs to Lambadis-28 (ST) community and his Date of Birth is 16.6.1982.
- vi) Local Scheduled Tribe Certificate bearing Rc.No.C/88/99, dated 9.4.1999 issued by Mandal Revenue Officer, Kothaguda wherein it was certified that Banoth Shobhan Babu S/o Sevy, aged: 20 years, Lambada ST community has been residing at Kothaguda village and Mandal and that his parents have been residing in Kothaguda village since 1950 which is a scheduled village as per Scheduled Areas (Part B States) Order, 1950.
- vii) Migration Certificate bearing Rc.No.F/119/2014, dated 29.06.2014 issued by Tahsildar, Narsampeta wherein it was certified that on the basis of enquiry made by Village Revenue Officer & Mandal Revenue Inspector of Narsampeta Mandal, parents of Sri Banothu Shobhan Babu S/o Sevy R/o Rajupeta village of Narsampet Mandal, Warangal District have resided in Rajupeta agency village of Narsampet Mandal from 1950 to 1969 as verified from 1954-55 Khasera Pahani at Sy.No.39. His migration is scheduled village to scheduled village. The following Family Tree was certified by the Tahsildar, Narsampeta Mandal.

Banothu Thulisya S/o Chandya (greatgrandfather). He has two sons namely Samya and Panthulu (grandfather of appellant).

Banothu Panthulu (grandfather) has one son namely Sevy i.e. father of appellant.

Banoth Sevyia has three sons namely 1) Shobhan Babu (appellant herein), Venkatram and Mohan.

- viii) Aadhar Card No.7875 1271 1639 issued to Sri Banoth Shobhan Babu S/o Sevyia R/o H.No.3-72/6/2/b Gandhinagar, Kothaguda Mandal.
- ix) EPIC issued to Sri Banothu Sevyia (father of appellant) R/o H.No.3-72/6/2/B, Kothaguda village and Mandal – his Date of Birth is 01.06.1956.
- x) EPIC issued to Sri Banoth Panthulu S/o Thulsya R/o Kothaguda village and Mandal – issued on 15.12.1995.
- xi) Joint enquiry Report dt.23.06.2016 of Mandal Revenue Inspector, Kothaguda and Village Revenue Officer, Kothaguda – wherein they reported that on enquiry with the village elders, the family of Sri Banoth Shobhan Babu S/o Sevyia, Lambada ST community was migrated to Gandhinagar H/o Kothaguda village and Mandal from Rajupeta village of Narsampeta Mandal and settled at Gandhinagar. They produced evidences of land records i.e. Pahanies 1948-49 of Rajupeta village, 1955-56 of Kothaguda village.
- xii) Village elders declaration viz., 1) Bhukya Dasru S/o Mansingh, age: 67 years, Lambada ST, Agriculture R/o Gandhinagar, Kothaguda village & Mandal; 2) Guguloth Ganapathi S/o Bheekya, age: 65 years, Lambada ST, Agriculture R/o Gandhinagar, Kothaguda village & Mandal; and 3) Guguloth Rupla S/o Bhagna, age: 62 years, Lambada ST, Agriculture, R/o Kothaguda village & Mandal (witnessed by Vavilala Srikanth, Guguloth Bhajna, Guguloth Bodiya, Guguloth Eerya, G.Ganna) recorded by MRI Kothagdua and VRO Kothaguda – wherein they deposed that the ancestors of Banoth Shobhan Babu about 55-60 years back migrated to Gandhinagar H/o Kothagdua village from Rajupeta village of Narsampeta Mandal and settled at Gandhinagar doing agriculture.
- xiii) Statement of Banoth Bheekya R/o Kothaguda village (recorded by Village Revenue Officer, Kothaguda village & Mandal and witnessed by Guguloth Rupla, Guguloth Ganiya, Banoth Balaji and Banoth Hanuma) wherein he stated that the family of Banoth Shobhan Babu S/o Sevyia has been living in Kothaguda village for the last 80 years and the village Kothaguda village was formed about 100 years back.
- xiv) Statement of Bhukya Manktha S/o Deshya R/o Kothaguda village (recorded by Village Revenue Officer, Kothagdua village & Mandal and witnessed by Guguloth Rupla, Guguloth Ganiay, Banoth Balaji and Banoth Hanuma) wherein he stated that the family of Banoth Shobhan Babu S/o Sevyia has been living in Kothaguda village for the last 80 years and the village Kothaguda was formed about 100 years back.
- xv) Notarized Affidavit submitted to the Tahsildar, Kothaguda Mandal, wherein the appellant Banoth Shobhan Babu deposed that his ancestors hail from Rajupet (v) of Narsampet Mandal (from 1950-1969) and afterwards migrated to Kothaguda village of Kothaguda Mandal. He was born in Kothaguda village on 16.6.1982 and the same was entered in school records. The other records also show that he is the native of Kothaguda village.
- xvi) Report of Tahsildar, Kothaguda in Rc.No.C/429/2016, dated 24.06.2016 submitted to the Project Officer, ITDA Eturunagaram, Warangal District – wherein he stated that during re-enquiry by MRI Kothaguda and VRO Kothaguda into the genuineness of Local Scheduled Area Certificate issued from his office, it was found that

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Sri Banoth Shobhan Babu S/o Sevy R/o Gandhinagar H/o Kothaguda agency village of Kothaguda Mandal, his forefathers migrated from Rajupeta agency village of Narsampeta Mandal, Warangal District in the year 1969-70 established as per relevant documents produced i.e. 1948-49 Pahani which shows great grandfather Sri Banoth Thulsya in occupant column and other records i.e. 1955-56, 1969-70 pahanies of Kothaguda village. The Tahsildar, Kothaguda stated that the Local Agency Certificate Rc.No.C/88/1999, dt.09.04.1999 issued from this office is found genuine.

- xvii) No.3 Register – 1951 (1360F) Rajupeta Mandal – shows name of Banoth Tulisya (great grandfather).
- xviii) Pahani 1954-55 – Rajupeta village – shows name of Banoth Tulisya (great grandfather).
- xix) Pahani 1961-62 – Rajupeta village – shows name of Banoth Tulisya (great grandfather).
- xx) Pahani 1964-65 – Kothaguda village – shows name of Banoth Pantulu (grandfather).
- xxi) Pahani 1969-70 – Kothaguda village – shows name of Banoth Sevy (father).
- xxii) Pahani 1972-73 – Kothaguda village – shows name of Banoth Pantulu (grandfather).
- xxiii) Gram Panchayat, Rajupeta village resolution dated 18.10.2022 – wherein it was resolved that Banoth Pantulu S/o Banoth Tulisya from before 1950 to 1969-70 resided in Rajupeta village and migrated to and settled in Kothaguda village along with his Banoth Sevy.
- xxiv) Rajupeta PESA Gram Sabha Resolution dated 18.10.2022 – Banoth Tulisya S/o Banoth Chandya and his Banoth Pantulu migrated to Kothaguda village for livelihood.

**21. Upon perusal of the evidences available on record and the documents now produced by the Appellant before the Government, the Appellant Sri Banoth Shobhan Babu S/o Sevy and his forefathers have been found continuously living in agency villages i.e. Rajupeta village in Narsampeta Taluq of erstwhile Warangal District before 1969 and from 1969-70 migrated to Rajupeta village of Kothaguda Mandal of the present Mahabubabad District and settled in Kothaguda village. Therefore, the Agency Area Local ST certificate No.C/88/1999, dated 09.04.1999 issued by the Tahsildar, Kothaguda Mandal to the Appellant Sri Banoth Shobhan Babu S/o Sevy is found genuine and valid.**

**4. Daravath Nehru S/o Golya R/o Calcuttathanda H/o Gudur (v) & (M), Mahabubabad District:**

22. The Appellant Sri Daravath Nehru has produced the following documents during hearing on 22.10.2022:

- i) Community and Date of Birth Certificate bearing Application No.CND021605730169, dated 23.06.2016 issued by Tahsildar, Gudur wherein it was certified that Sri Nehru Daravathu S/o Golya of Gudur village and Mandal of Warangal District belongs to Lambadis-28 (ST) community and that his Date of Birth is 13.2.1984.

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- ii) Local Scheduled Tribe Candidate Certificate bearing Rc.No.D/1000/06, dated 23.11.2006 issued by Mandal Revenue officer, Gudur wherein it was certified that Daravath Nehru S/o Golya belongs to Lambada Tribe and residing in Hamuthanda H/o Gudur village of Gudur Mandal in Warangal District which is a scheduled village as per Scheduled Area (Part B States) Order, 1950.
- iii) Household card issued on 27.4.2006 to the family of Nehru wherein his native was recorded as Gudur village in Gudur Mandal.
- iv) ECI Photo Identity Card bearing No.FBB1600642 issued by Electoral Registration Officer, Narsampet Assembly Constituency to Sri Daravathu Nehru S/o Golya – wherein his native was recorded as Gudur village.
- v) ECI Photo Identity Card bearing No.AP/39/266/489003 issued by Electoral Registration Officer, Narsampet Assembly Constituency – wherein native of Sri Dharavat Hamu S/o Rupla was recorded as Gudur village.
- vi) ECI Photo Identity Card bearing No.AP/39/266/489008 issued by Electoral Registration Officer, Narsampet Assembly Constituency – wherein native of Sri Bhimudu Dharavath S/o Rupla was recorded as Gudur village.
- vii) ECI Photo Identity Card bearing No.AP/39/266/489006 issued by Electoral Registration Officer, Narsampet Assembly Constituency – wherein native of Sri Khanya Dharavat S/o Rupla was recorded as Gudur village.
- viii) ECI Photo Identity Card bearing No.AP/39/266/489005 issued by Electoral Registration Officer, Narsampet Assembly Constituency – wherein native of Sri Chakru Dharavat S/o Rupla was recorded as Gudur village.
- ix) Pahani 1954-55 – Gajulagattu village -recorded name of Sri Daravath Vasya for an extent of acs.6.22 gts.
- x) Pahani 1959-60 – Gudur village – name of Daravth Vasya was recorded for an extent of acs.3.24 in Sy.No.154/15.
- xi) Copy of agreement dated 23.6.1967 executed by Pingili Chandramma W/o Lingaiah and Erla Lachamma W/o Upendraiah residents of Gudur village in favour of Dharavath Hamu, Khanya, Sakru, Bheemu related to sale transaction of land admeasuring acs.5.26 gts situated in Sy.No.420 for a sale consideration of Rs.3600/-.
- xii) Pahani 1978-79 – Gudur village – shows name of Dharavath Bheemla S/o Rupla in Sy.No.400.
- xiii) Pahani 1999-2000 – Gudur village – show name of Daravath Hamu and Golya in Sy.No.313/6.
- xiv) Gram Panchayat, Gudur receipt No.50, dated 4.1.1989 towards House Tax issued in favour of Daravath Golya.
- xv) Gram Panchayat, Gudur receipt No.2316, dated 4.1.91 towards House Tax issued in favour of Daravath Golya.
- xvi) Gram Panchayat, Gudur receipt No.1477, dated 12.1.1999 towards House Tax issued in favour of Daravath Golya.

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- xvii) Enquiry report of Mandal Revenue Inspector, Gudur – wherein it was reported that great grandfather of appellant namely Sri Daravath Vasya S/o Bajna lived in Ayodhyapuram agency village and having lands in Gajulagattu agency village as recorded in Pahani 1954-55 (Khasra) – they lived 15 years prior to 1954-55 in Ayodhyapuram agency village. Grandfather Daravath Rupla worked as servant under Epuru Lakshmareddy in Gudur village, later i.e. in the year 1967 bought agriculture land in Gudur village (H/o Calcuttathanda) and living there since then.

Daravath Vasya S/o Bajna is greater grandfather of Appellant. He has three sons viz., Jaggu, Rupla (great grandfather) and Guddu.

Daravath Rupla (great grandfather) has four sons namely Hamu (grandfather), Bheemla, Khanya and Sakru.

Daravath Hamu (grandfather) has six sons namely Pulya, Golya (father of appellant), Sankar, Sundare, Bhaksha, Sreenu.

Daravath Golya (father of appellant) has three sons namely Kheema, Nehru (appellant herein) and Ramchandar.

Thus, the Mandal Revenue Inspector, Gudur has reported that appellant's family has been living in Calcuttathanda of Gudur village for the last 78 years.

- xviii) Report of Tahsildar, Gudur submitted to Project Officer, ITDA, Eturunagaram vide Lr.Rc.No.D/315/2016, dated 24.6.2016 – wherein it was reported that grandfather and parents of appellant resided in Ayodyapur village before 1950, after that migrated to Gudur village and Mandal as per evidence produced i.e. Khasra pahani 1954-55 Gajulagattu village, statements of Gudur village elders. Sri Daravath Nehru S/o Goliya and his forefathers have been residing Gudur (tribal) village as per pahani 1955-58 and on verification of office record, the Agency certificate bearing No.D/1000/2006, dated 23.11.2006 issued is genuine.
- xix) Notarized affidavit dated 21.10.2022 wherein the Appellant Sri Daravath Nehru deposed that their family has been continuously residing in Gudur agency village having agricultural land in Sy.Nos.313/13, 25 (A). His forefathers Vasya, Rupla, Hamu are recorded as Pattedars and Anubhavadars in revenue pahanies from the year 1954 onwards.
- xx) Certificate issued by Sarpanch, Gudur Gram Panchayat that the Appellant Sri Daravathu Nehru and his ancestors have been continuously living in agency village i.e. Calcuttathanda H/o Gudur village in Mahabubabad District.
- xxi) GP Gudur resolution dated 8.8.2013 wherein it was resolved that the appellant Sri Daravathu Nehru S/o Goliya and his ancestors have been continuously living in Gudur agency village from before 1950.

**23. Upon perusal of the evidences available on record and the documents now produced by the Appellant before the Government, the Appellant Sri Daravath Nehru S/o Goliya and his ancestors have been found continuously living in Gudur agency village (Calcuttathanda) of Mahabubabad District from before 1950. Therefore, the Agency Area Local ST certificate No.D/1000/06, dated 23.11.2006 issued by Mandal Revenue Officer, Gudur to the Appellant Sri Daravath Nehru S/o Goliya is found genuine and valid.**

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**5. Banoth Devendar S/o Lalu R/o Chandrugudem H/o Gudur (v) & (M), Mahabubabad District:**

24. The Appellant Sri Banoth Devfender has produced the following documents during hearing on 22.10.2022:

- i) Notarized Affidavit dated 22.10.2022 – wherein it was deposed that the appellant Sri Banothu Devendar S/o Lalu and his forefathers have been continuous residents of agency villages i.e. Ayodyapuram and Gudur villages in Gudur Mandal of Mahabubabad District as per Khasra Pahani 1954-55, 1967-68, 1977-78, 1988-89, 1991-92, House Tax receipt etc.
- ii) Residence Certificate dated 09.01.2016 issued by Tahsildar, Gudur certifying that Sri Banothu Devendar S/o Banothu Lalu of Gudur village and Mandal (Thalla Thanda H.No.9-72).
- iii) Local ST Certificate bearing No.D/1129/2005 issued by Mandal Revenue Officer, Gudur certifying that Banoth Devendar S/o Lalu belongs to ST (Lambada) has been residing at Gudur village which falls in scheduled area since 15.11.1950.
- iv) Family Tree – Banoth Bhavsingh is great grandfather. He has only one son namely Kashna (grandfather) who has three sons viz., Balu (father of appellant), Valya and Balu. Balu i.e. father of appellant has 5 children viz., 1) Lalitha (daughter) 2) Kavitha (daughter) 3) Devendar (son and appellant herein) 4) Sunitha (daughter) and 5) Saritha (daughter).
- v) Khasra Pahani 1954-55 – Ayodyapuram - recorded name of Kasna (grandfather) for an extent of acs.2.06 gts.
- vi) Pahani 1967-68 – Gudur village – recorded name of Banoth Kasna (grandfather) for an extent of acs.3.20 gts.
- vii) Sale agreement dt.4.6.1977 executed by Vankdoth Buchya S/o Hacha in favour of Banoth Kasna (grandfather) for the land admeasuring acs.3.20 gts. for a sale consideration of Rs.2600/- situated in Sy.No.279/96.
- viii) Pahani 1988-89 – Gudur village – recorded name of Banoth Kasna (grandfather).
- ix) GP Gudur Revision Register 1991-92 – Book No.5 – 9<sup>th</sup> and 10<sup>th</sup> wards – shows name of Kasna (grandfather).
- x) GP Gudur Property Tax Demand Register 1995-96 – shows name of Kasna (grandfather).
- xi) GP Gudur House Tax Receipt No.1738, dt.20.1.2005 issued to Sri Banoth Lalu.
- xii) GP Gudur House Tax Receipt No.384, dt.10.3.2016 issued to Sri Banoth Lalu.
- xiii) Local ST certification made by Sarpanch, GP Gudur, wherein it was certified that Sri Banoth Devendar S/o Lalu R/o Tallathanda, Gudur Mandal, and his forefathers have been continuously residing in Tallathanda, an agency village in Gudur Mandal from before 1950.
- xiv) GP Gudur Resolution dated 8.8.2013 wherein it was resolved that Sri Banoth Devendar s/o Lalu and his forefathers have been continuously residing in Gudur agency village from before 1950.

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**25. Upon perusal of the evidences available on record and the documents now produced by the Appellant before the Government, the Appellant Sri Banoth Devendar S/o Lalu R/o Tallathanda H/o Gudur, agency village in Gudur Mandal of Mahabubabad District and his ancestors have been continuously residing in Gudur agency village from before 1950. Therefore, the Agency Area Local ST certificate No.D/1129/2005 issued by Mandal Revenue Officer, Gudur to the Appellant Sri Banoth Devendar S/o Lalu is found genuine and valid.**

**6. Banoth Phoolsingh S/o Venkatram R/o Ootai, Kothaguda (v) & (M), Mahabubabad District:**

26. The Appellant Sri Banoth Phoolsingh S/o Venkatram has produced the following documents during hearing on 22.10.2022:

- i) Local ST Candidate Certificate bearing Rc.No.C/187/2008, dated 29.2.2008 issued by Tahsildar, Kothaguda – wherein it was certified that the Appellant Sri Banothu Phoolsingh S/o Venkatram belonging to Lambada (ST) community and his parents have been residing in Ootai agency village of Kothaguda Mandal in Warangal District.
- ii) Agency Area Local ST candidate certificate bearing Rc.No.269/2012, dated 13.08.2012 issued by the Tahsildar, Bayyaram Mandal wherein it was certified that the Appellant Sri Banothu Pulsingh S/o Venkatram R/o Choklathanda, Bayyaram Mandal belongs to ST Lambada community and that his parents/ancestors were residents of Choklathanda upto 1960-61.  
  
Banoth Devuja(1st great grandfather). He has one son namely Banoth Pandya (2<sup>nd</sup> great grandfather). He has two sons namely 1) Banoth Rupla (3<sup>rd</sup> great grandfather) and 2) Banoth Kista.  
  
Banoth Rupla (3<sup>rd</sup> great grandfather) has six sons namely 1) Bicha (grandfather) 2) Kevula 3) Devuja 4) Ramulu 5) Lalya and 6) Govind.  
  
Banoth Bicha has three sons namely 1) Venkatram (father of appellant) 2) Raju and 3) Pandya.  
  
Banoth Venkatram (father of appellant) has two sons namely 1) Banoth Roopsingh and 2) Banoth Poolsingh (appellant herein).
- iv) Report of Tahsildar, Bayyaram in Rc.No.D/3259/2012, dated 29.11.2012 submitted to the Revenue Divisional Officer, Kothagudem – wherein it was reported that name of Sri Banoth Lalya S/o Rupla (grandfather of appellant Sri Banoth Pulsingh S/o Venktram) was found in Khasra pahani 1954-55 of Bayyaram (v) as a pattedar and recommended for issue of Agency Area Certificate and submitted original record pertaining to the issue of Agency Area Certificate.
- v) Lr.Rc.No.K/1818/2012, dated 17.12.2012 of Revenue Divisional Officer, Kothagudem addressed to the Project Officer, ITDA Eturunagaram, Warangal District – wherein it was reported that the Agency Area Local ST certificate issued to Sri Banoth Pool Singh S/o Venkatram by the Tahsildar, Bayyaram in file No.269/2012, dated 13.08.2012 (issued upto 1960-61) basing on Khasra Pahani 1954-55, may be accepted.

(Contd...20)

- vi) Family Tree drawn and certified by Village Revenue Officer, Ootai, Mandal Revenue Inspector, Kothaguda and Tahsildar, Kothaguda Mandal, Warangal District
- Banoth Rupla is great grandfather. He has six sons namely 1) Lalya 2) Bicha (grandfather of appellant) 3) Kevulya 4) Devuji 5) Ramulu 6) Pantulya.
- Banoth Bicha (grandfather) has three sons namely 1) Venkatram (father of appellant) 2) Raju and 3) Pandya.
- Banoth Venkatram has two sons namely 1) Roopsingh and 2) Poolsingh (appellant herein).
- vii) Savings Bank Account No.354 maintained at Indian Bank, Sadireddipalle by Banoth Bitcha S/o Rupla which shows residence at Ootai thanda.
- viii) Khasra Pahani 1954-55 – Bayyaram village and Mandal – Khammam District (erstwhile) – shows land admeasuring acs.7.12 in Sy.No.1173/E in the name of Banoth Lalya S/o Rupla (eldest brother of grandfather Bicha) through Krayam.
- ix) Pahani 1961-62 – name of Sri Banoth Venkatram was recorded for an extent of 0.35 gts in Sy.No.43 at Kundanapalli and that the landholder is resident of Ootai. His name was entered in the Assignment Register of 1961-1962.
- x) Pahani 1962-63 – Kundenapalli (v), Narsampeta Taluq, Warangal District – 0.35 gts was recorded under occupation of Banoth Venkatram.
- xi) Pahani 1969-70 – Kundenapalli (v), Narsampeta Taluq, Warangal District – 0.35 gts was recorded under occupation of Banoth Venkatram.
- xii) Pahani 1970-71 – Kundenapalli (v), Narsampeta Taluq, Warangal District – 0.35 gts was recorded under occupation of Banoth Venkatram.
- xiii) Pahani 1971-72 – Kundenapalli (v), Narsampeta Taluq, Warangal District – 0.35 gts was recorded under occupation of Banoth Venkatram.
- xiv) Pahani 1976-77 – Kundenapalli (v) – name of Banoth Venkatram S/o Bicha was recorded in occupant's column.
- xv) Pahani 1982-83 – Ootai village – name of Banoth Venkatram was recorded in occupant's column.
- xvi) Procs.Rc.No.Estt/148/DMO/2013, dated 3.4.2013 of District Medical & Health Officer, Warangal – appointment orders issued to Sri Banoth Laxminarayana S/o Raju (cousin i.e. son of Raju paternal uncle – as reported by Tahsildar, Bayyaram in Rc.No.D/19/2013, dated 17.01.2013 submitted to the Spl.Dy.Collector (TW) Eturunagaram and also genealogy report submitted to Project Officer, ITDA Eturunagaram in Rc.No.C/565/2012, dated 11.09.2012).
- xvii) Gram Panchayat, Renyathanda Resolution dated 17.10.2022 – wherein it was declared that in the year 1960 due to family dispute between Sri Banoth Bicha S/o Rupla and his eldest brother Banoth Lalya, migrated from Choklathanda (Venkatrampuram) in Bayyaram Mandal to Renyathanda (Ootai revenue village) in Kothaguda Mandal of Mahabubabad District.

(Contd...21)

- xviii) Ootathanda, Renyathanda PESA Gram Sabha Resolution dated 17.10.2022 – wherein it was resolved that in the year 1960 due to family dispute between Sri Banoth Bicha S/o Rupla and his eldest brother Banoth Lalya, migrated from Choklathanda (Venkatrampuram) in Bayyaram Mandal to Renyathanda (Ootai village).

**27. Upon perusal of the evidences available on record and the documents now produced by the Appellant before the Government, the Appellant Sri Banoth Phoolsingh S/o Venkatram and their ancestors have been continuously living in agency area from before 1950 and from 1960 onwards in Renyathanda (Ootai revenue village) of Kothaguda Mandal in Mahabubabad District. Therefore, the Agency Area Local ST certificates bearing Rc.No.C/187/2008, dated 29.2.2008 issued by the Tahsildar, Kothaguda Mandal of Warangal District and 269/2012, dated 13.08.2012 issued by Tahsildar, Bayyaram of Khammam District are genuine and valid.**

**7. Banoth Roopsingh S/o Samya R/o Ootai, Kothaguda (v) & (M), Mahabubabad District:**

28. The Appellant Sri Banoth Roopsingh S/o Samya and the Appellant 6 herein viz., Banoth Phoolsingh S/o Venkatram are cousin brothers i.e. their grandfathers (Devuji and Bicha) are own brothers i.e. sons of great grandfather Banoth Rupla. The documentary evidences produced by the Appellant Roopsingh are one and the same and besides he has submitted the following documents during hearing on 22.10.2022:

- i) Family Tree drawn by Village Revenue Officer, Ootai, Mandal Revenue Inspector attested by the Tahsildar, Kothaguda Mandal, Warangal District

Rupla is great grandfather of appellant. He has six sons namely 1) Lalya 2) Bicha 3) Kevulya 4) Devuji (grandfather of appellant) 5) Ramulu and 6) Pantulya.

Devuji (grandfather of appellant) has three sons namely 1) Bojya 2) Samya (father of appellant) and 3) Bheemudu.

Samya (father of appellant) has two sons namely 1) Roopsingh (appellant herein) and 2) Chandulal.

- ii) Community, Nativity and Date of Birth Certificate bearing Rc.No.C/24/2004, dated 29.05.2004 issued by Mandal Revenue Officer, Kothaguda – wherein it was certified that Banothu Roop Singh S/o Samya Banotu R/o H.No.4-25, Ootai village, Kothaguda Mandal, Warangal District belongs to Lambadis (at Sl.No.29) and that his Date of Birth is 10.5.1987.
- iii) Community and Date of Birth Certificate bearing Appln.No. CND021605178522, dated 21.05.2016 issued by Tahsildar, Kothaguda Mandal wherein it was certified that Sri Banothu Roop Singh S/o Samya of Ootai village belongs to Lambadis-28 (ST) community.
- iv) Local ST Certificate bearing Rc.No.C/186/2008, dt.29.2.2008 issued by Tahsildar, Kothaguda Mandal, wherein it was certified that Banothu Roopsingh S/o Samya, aged: 20 years (belongs to Scheduled Tribe Lambada community) and his parents have been residing in Ootai village of Kothaguda Mandal in Warangal District since 1976 which falls within the scheduled area as per (Part B States) Order, 1950.
- v) Khasra Pahani 1954-55 – Bayyaram (v) - recorded name of Banoth Lalya S/o Rupla.

(Contd...22)

- vi) Pahani 1959 – Ootai village – Kothaguda (M) – recorded name of Banoth Devuja.
- vii) Pahani 1961-62 – name of Banoth Venktram was recorded for an extent of acs.0.35 gts in Sy.No.43 at Kundanapalli and that the landholder is resident of Ootai. His name was entered in the Assignment Register of 1961-1962.
- viii) Pahani 1967-68 – Ootai village - name of Banoth Devuja (grandfather) was recorded.
- ix) Pahani 1970-71 – Ootai village – name of Banoth Devuja S/o Rupla (grandfather) was recorded.
- x) Pahani 1973-74 – Ootai village – name of Banoth Devuja S/o Rupla (grandfather) was recorded.
- xi) Pahani 1976-77 – Ootai village – name of Banoth Devuja S/o Rupla (grandfather) was recorded.
- xii) Pahani 1981-82 – Ootai village – name of Banoth Devuja (grandfather) was recorded.
- xiii) Pahani 1982-83 – Ootai village – name of Banoth Devuja (grandfather) was recorded.
- xiv) Pahani 1988-89 – Ootai viollage – name of name of Banoth Devuja S/o Rupla (grandfather) was recorded.
- xv) Gram Panchayat, Ootai receipt No.70, dated 5.1.2011 issued to Sri Banoth Sevy S/o Devuja towards house tax – Rs.168.00.
- xvi) White Ration Card issued to Sri Roopsingh by Dy.MRO, Kothaguda – showing resident of Ootai village at H.No.5-67.
- xvii) ECI Photo Identity Card No.AP392660552137 issued to Sri Banotu Samya S/o Devuja showing residence at Ootai village.
- xviii) ECI Photo Identity Card No.URH0209460 issued to Sri Banoth Roopsingh S/o Samya – showing residence at H.No.4-22, Ootai village, Block-4, Kothaguda Mandal.
- xix) Gram Panchayat, Ootai Resolution dated 17.10.2022 – wherein it was declared that due to family dispute between eldest brother Sri Banoth Lalya S/o Rupla and Banoth Devuja S/o Rupla, family of Banoth Devuja S/o Rupla migrated to Renya thanda (Ootai village) in 1960.
- xx) Ootaitlanda PESA Gram Sabha Resolution dated 17.10.2022 wherein it was stated that due to family dispute between eldest brother Sri Banoth Lalya S/o Rupla and Banoth Devuja S/o Rupla, family of Banoth Devuja S/o Rupla migrated to Ootaitlanda village.

**29. Upon perusal of the evidences available on record and the documents now produced by the Appellant before the Government, the Appellant Sri Banoth Roopsingh S/o Samya and their ancestors have been continuously living in agency area from before 1950 and from 1960 onwards in Renyathanda (Ootai revenue village) of Kothaguda Mandal in Mahabubabad District. Therefore, the Agency Area Local ST certificates bearing Rc.No.C/186/2008, dated 29.2.2008 issued by the Tahsildar, Kothaguda Mandal of Warangal District, is genuine and valid.**

30. Therefore, Government after careful examination of the matter, hereby allow the Revision Petition filed by the Petitioners Sri Maloth Kishan, Boda Hachaiah, Banoth Sobhan Babu, Daravath Nehru, Banoth Devender, Banoth Phoolsingh and Banoth Roopsingh of Mababubabad District treating their Agency Area Local ST Certificate issued by the Tahsildar, Kothaguda Mandal as genuine and valid.

(Contd...23)

31. The District Collector, Mahabubabad, District Educational Officer, Warangal/Mahabubabad Districts shall take further necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

Dr. CHRISTINA Z.CHONGTHU,  
SECRETARY TO GOVERNMENT.

To

The Collector and District Magistrate, Mahabubabad District (By RPAD).

Sri Maloth Kishan S/o.Narsimha R/o.Ootai, Kothaguda (M)  
Mahabubabad District (By RPAD).

Sri Boda Hachaiah S/o.Deshya R/o.Gunjedu, Kothaguda (M)  
Mahabubabad District (By RPAD).

Sri Banoth Sobhan Babu S/o.Sevya R/o.Kothaguda (V&M)  
Mahabubabad District (By RPAD).

Sri Daravath Nehru S/o.Golya R/o.Calcuttathanda H/o.Gudur (V&M)  
Mahabubabad District (By RPAD).

Sri Banoth Devender S/o.Lalu R/o.Chandrugudem H/o.Gudur (V&M)  
Mahabubabad District (By RPAD).

Sri Banoth Phoos Singh S/o.Venkatram R/o.Ootai (V), Kothaguda (M)  
Mahabubabad District (By RPAD).

Sri Banoth Roopsingh S/o.Samya R/o.Ootai (V), Kothaguda (M)  
Mahabubabad District (By RPAD).

Copy to:-

The Commissioner and Director of School Education, Telangana State, Hyderabad.

The Collector and District Magistrate, Warangal District

The District Educational Officer, Warangal. (By RPAD)  
(for information & necessary action)

The District Educational Officer, Mahabubabad. (By RPAD)  
(for information & necessary action)

The Project Officer, ITDA, Eturnagaram, Mulugu District (By RPAD)  
(for information & necessary action)

The Deputy Director (TW) Mahabubabad District (By RPAD)

The P.S. to Hon'ble Minister for ST Welfare.

The PA to Secretary (TW).

The PA to Special Secretary (TW).

Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER.